

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on September 5, 2006 at 7:00 p.m. after a 6:30 p.m. caucus session.

Mayor White presiding.

Mayor White led the Pledge of Alliance.

The following members of the Council answered roll call: YEA Commissioner David Cline, YEA Commissioner Randy Ervin, YEA Commissioner Joseph McKenzie, YEA Commissioner David Schilling, YEA Mayor Charles E. White.

Also in attendance were City personnel: City Administrator Alan Gilmore, City Attorney/Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Fire Chief Bruce Grafton, Deputy Fire Chief Andy Adair, Captain Michael Chism, Police Chief Larry Metzelaars, Public Works Director David Wortman, Water Plant Superintendent James Lang, and City Clerk Susan O'Brien.

CONSENT AGENDA:

Items listed on the Consent Agenda are considered to be routine in nature and will be enacted by one motion. Prior to asking for a motion to approve the Consent Agenda, the mayor will ask if anyone desires to remove an item from the Consent Agenda for public discussion. No separate discussion of these items will occur unless a Council Member requests the item to be removed from the Consent Agenda. If an item is removed from the Consent Agenda, it will be considered elsewhere on the agenda for this meeting.

Mayor White seconded by Commissioner Schilling moved to approve the consent agenda as follows: minutes of the regular meeting August 15, 2006; report of the Police Department for the month of June; payroll and bills for the second half of August, Council Decision Request 2006-650, declaring three police cars surplus property, and authorizing the sale to the highest bidder via sealed proposal; Council Decision Request 2006-651, approving the \$7,350.00 grant with Hotel/Motel Tax funds to the William Street Rods for the 2nd Annual "Bad to the Bone" Car Show, October 7 & 8, 2006; Special Ordinance 2006-1162, declaring the Seagrave Ladder Truck as surplus property, authorizing the advertising, and approving the Fire Chief to use the most effective means of disposal; Council Decision Request 2006-652, authorizing the competitive solicitation for the squad car video solution.

Bills and Payroll for the second half of August, 2006

General Fund

Payroll	\$	268,482.12
Bills	\$	<u>812,688.67</u>
Total	\$	1,081,170.79

Hotel Tax Fund

Payroll	\$	1,866.54
Bills	\$	<u>3,219.73</u>
Total	\$	5,086.27

Festival Management Fund

Bills	\$	<u>13,623.41</u>
Total	\$	13,623.41

Insurance & Tort Judgment

Bills	\$	<u>11.64</u>
Total	\$	11.64

Capital Project Fund

Bills	\$	<u>6,458.61</u>
Total	\$	6,458.61

Water Fund

Payroll	\$	26,133.74
Bills	\$	<u>47,638.55</u>
Total	\$	73,772.29

Sewer Fund

Payroll	\$	25,986.44
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Bills		\$ 44,253.99
	Total	\$ 70,240.43
	<u>Cemetery Fund</u>	
Payroll		\$ 3,821.18
Bills		\$ 1,361.34
	Total	\$ 5,182.52
	<u>Motor Fuel Tax Fund</u>	
Bills		\$ 18,633.87
	Total	\$ 18,633.87
	<u>Health Insurance</u>	
Bills		\$ 105,387.11
	Total	\$ 105,387.11

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1162

**AN ORDINANCE DECLARING A 1980 SEAGRAVE LADDER TRUCK OWNED
BY THE MUNICIPALITY SURPLUS AND AUTHORIZING ITS SALE**

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The 1980 Seagrave 100' ladder truck (Serial Number K75275) is hereby declared surplus to the needs of the City of Mattoon.

Section 2. The Fire Chief is hereby authorized to advertise this unit for sale by the most advantageous means and to negotiate the conditions for its sale with any interested parties. The City of Mattoon shall reserve the right to accept or reject any and/or all offers for this unit.

Section 3. The Mayor and City Clerk are hereby authorized to administratively sell and convey title to the property listed on the exhibits to this ordinance to the highest bidder without further formal consideration or approval by the City Council.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor White, seconded by Commissioner Schilling, adopted this 5th of September, 2006, by consent agenda by a roll call vote, as follows by omnibus vote:

AYES (Names): Commissioner Cline, Commissioner Ervin
Commissioner McKenzie, Commissioner Schilling
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E. White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

PUBLIC PRESENTATIONS, PETITIONS AND COMMUNICATIONS

This portion of the City Council meeting is reserved for persons who desire to address the Council. The Illinois Open Meeting Act mandates that the City Council may NOT take action on comments received on matters that have not been identified on this agenda, but the Council may direct staff to address the topic or refer the matter for action on the agenda for another meeting. Persons addressing the Council are requested to limit their presentations to three minutes and to avoid repetitious comments.

There was no public discussion.

NEW BUSINESS:

Commissioner Ervin seconded by Commissioner Schilling moved to approve Council Decision Request 2006-653, approving the appointment of Assistant Fire Chief Michael Chism, contingent upon both parties' approval of his employment contract.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner McKenzie moved to adopt Resolution 2006-2662, providing for a feasibility study on the designation of a portion of the City of Mattoon as a redevelopment project area and to induce development interest within the proposed South Route 45 TIF District.

CITY OF MATTOON, ILLINOIS RESOLUTION NO. 2006-2662

RESOLUTION PROVIDING FOR A FEASIBILITY STUDY ON THE DESIGNATION OF A PORTION OF THE CITY OF MATTOON AS A REDEVELOPMENT PROJECT AREA AND TO INDUCE DEVELOPMENT INTEREST WITHIN SUCH AREA

WHEREAS, the City of Mattoon (the "City") is authorized under the provisions of the Tax Increment Allocation Redevelopment Act, 65 ILCS 11-74.4-1, et seq. (the "Act"), to finance redevelopment project costs in connection with redevelopment project areas established in accordance with the conditions and requirements set forth in the Act; and

WHEREAS, pursuant to the Act, to implement tax increment financing (TIF), it is necessary for the City to adopt redevelopment plan(s), redevelopment project(s), designate redevelopment project area(s) on the basis of finding that the area(s) qualify pursuant to statutory requirements, and make a finding that the redevelopment project area(s) on the whole have not been subjected to growth and development through private enterprise and would not reasonably be anticipated to be developed without the adoption of a redevelopment plan, which plan contains a commitment to use public funds; and

WHEREAS, the City desires to undertake a feasibility study to determine whether findings may be made with respect to an area of the City, generally described herein, which may be designated as a redevelopment project area(s), to qualify the area(s) as a blighted area or a conservation area(s) or a combination thereof as defined in the Act, and other research necessary to document the lack of growth and development through private enterprise; and

WHEREAS, the exact extent and boundaries of the redevelopment project area are not precisely defined at this time but the area being considered generally includes commercial and residential uses located along the east and west sides of U.S. Route 45 from its intersection with I-57 on the south extending to the north to abut the boundaries of the City's Midtown TIF area; and

WHEREAS, the City has retained Peckham Guyton Albers & Viets, Inc. of Saint Louis Place, 200 North Broadway, Suite 1000, St. Louis, Missouri 63102, to undertake such feasibility study to determine if all or a portion of the proposed TIF area qualifies under the Act; and

WHEREAS, the City will be expending certain funds to determine eligibility of the proposed redevelopment project area and to prepare the required redevelopment plan if the City decides to implement tax increment financing for all or a portion of the proposed TIF area; and

WHEREAS, the City may expend other funds in furtherance of the objectives of the anticipated redevelopment plan; and

WHEREAS, it is the intent of the City to recover these expenditures from first proceeds of the TIF program, if established; and

WHEREAS, the City wishes to encourage developers and property owners to pursue plans for the redevelopment of the area and make such expenditures as are reasonably necessary in that regard with confidence that said expenditures may be allowable redevelopment project costs under the plan once adopted and subject to a redevelopment agreement between the City and the developer and/or property owner; and

WHEREAS, the purpose of the proposed redevelopment plan and project is to generate private investment in the targeted area, thereby eliminating or reducing blighted conditions or conditions that may lead to blight and provides for the long-term sound growth of the community; and

WHEREAS, tax increment allocation financing utilizes the increase in real estate taxes ("tax increment") resulting from the increase in value of properties located in a redevelopment project area to pay for certain redevelopment projects costs as provided for in the Act; and

WHEREAS, the proposed redevelopment plan or proposed redevelopment project area is not reasonably expected to result in the displacement of residents from ten (10) or more inhabited residential units within the area, therefore, the feasibility study is not required to include the preparation of any housing impact study as described in Section 11-74.4-4.1 (b) of the Act; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mattoon, Illinois as follows:

1. That the City Council has examined the proposed area and circumstances and at this time believe that it is reasonable to believe that a tax increment financing plan can be adopted for said area and expenditures of development costs in furtherance of the plan and potential development should be allowable project costs under the plan, provided that this resolution is not a guarantee that any such plan will be adopted, but rather an expression of the sense of the City at this time.
2. The person to contact for additional information about the proposed redevelopment project area and who should receive all comments and suggestions regarding the redevelopment of the area shall be:

Mr. Alan Gilmore
City Administrator

City of Mattoon

208 N. 19th Street

Mattoon, IL 61938
(217) 235-5511

Upon motion by Mayor White, seconded by Commissioner McKenzie, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th of September, 2006

/s/ Charles E. White
Charles E. White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Cline moved to approve Council Decision Request 2006-654, approving the specifications, a \$40,000 cost estimate, and authorizing a competitive solicitation for bids for a brush and limb chipper.

Mayor White opened the floor for discussion. Mr. Herb Meeker of the Journal Gazette inquired as to the difference between the tub grinder and chipper. Commissioner McKenzie stated the chipper could be pulled behind the Public Works trucks.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Schilling moved to approve Council Decision Request 2006-655, authorizing the public works director to seek bids for the 2006 Tree Planting Contract.

Mayor White opened the floor for discussion. Director Wortman stated 100 trees were to be planted (Oaks, Ash, Tulips, etc.).

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Ervin moved to approve Council Decision Request 2006-656, awarding the bid from Varsity Striping of Champaign in the amount of \$24,846.70 for the 2006 Street Striping Project.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Cline moved to approve Council Decision Request 2006-657, awarding the bid for replacement street signs in the amount of \$36,672.07 to Hall Signs of Bloomington, Indiana.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Ervin moved to approve Council Decision Request 2006-658, awarding the bid for the reconstruction of 470 feet of Broadway Avenue East in the amount of \$219,599.89 to AJ Walker Construction of Mattoon.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Cline seconded by Commissioner McKenzie moved to approve Council Decision Request 2006-659, approving the job description and authorizing the advertisement for a Public Works Engineering Technician.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Ervin moved to approve Council Decision Request 2006-660, awarding bid for the reconstruction of the tennis courts and Peterson Park roads in the amount of \$153,937.30 to Howell Asphalt, Inc. of Mattoon; and authorizing the mayor to sign all contract documents.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner McKenzie moved to approve Council Decision Request 2006-661, authorizing a purchase of a pickup truck for the Park Department in the amount of \$22,500.00, which is equal to the state purchasing agreement.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Ervin moved to adopt Special Ordinance 2006-1162, authorizing the sale of Lots 2 and 10 in Lake Paradise Subdivision to Charles Croft, current owner of a home on leased premises at Lots 2 and 10, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 3433 Pier Lane)

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2006-1162

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOTS 2 AND 10 IN LAKE PARADISE SUBDIVISION TO CHARLES CROFT, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOTS 2 AND 10, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 3433 PIER LANE)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Charles Croft has made an offer to purchase the property for \$9,000.00; and

WHEREAS, Charles Croft owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$9,000.00 was the fair market value of the real estate as of July 18, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Charles Croft, subject to a payment of \$9,000.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lots 2 and 10 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling seconded by Commissioner Ervin, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names):None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST: APPROVED AS TO FORM

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner McKenzie moved to adopt Special Ordinance 2006-1163, authorizing the sale of Lot 89 in Lake Paradise Subdivision to Margene Claxon, current owner of a home on leased premises at Lot 89, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 1901 Scenic Lane)

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2006-1163

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOT 89 IN LAKE PARADISE SUBDIVISION TO MARGENE CLAXON, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOT 89, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 1901 SCENIC LANE)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Margene Claxon has made an offer to purchase the property for \$18,000.00; and

WHEREAS, Margene Claxon owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$18,000.00 was the fair market value of the real estate as of June 15, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Margene Claxon, subject to a payment of \$18,000.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 89 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner McKenzie, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names):None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST: APPROVED AS TO FORM

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Cline moved to adopt Special Ordinance 2006-1164, authorizing the sale of Lots 4 and 12 in Lake Paradise Subdivision to Ken Casner, current owner of a home on leased premises at Lots 4 and 12, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 3419 Pier Lane)

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2006-1164

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOTS 4 AND 12 IN LAKE PARADISE SUBDIVISION TO KEN CASNER, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOTS 4 AND 12, LAKE

**PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO
COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 3419 PIER LANE)**

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Ken Casner has made an offer to purchase the property for \$12,000.00; and

WHEREAS, Ken Casner owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$12,000.00 was the fair market value of the real estate as of June 8, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Ken Casner, subject to a payment of \$12,000.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lots 4 and 12 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Cline, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names):None

Approved this 5th day of September, 2006.

White, Mayor
Coles County, Illinois

/s/ Charles E. White
Charles E.

City of Mattoon,

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Ervin moved to adopt Special Ordinance 2006-1165, authorizing the sale of Lot 101 in Lake Paradise Subdivision to Dale R. Alwardt, current owner of a home on leased premises at Lot 101, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 1871 Scenic Lane)

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1165

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOT 101 IN LAKE PARADISE SUBDIVISION TO DALE R. ALWARDT, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOT 101, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 1871 SCENIC LANE)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Dale R. Alwardt has made an offer to purchase the property for \$10,500.00; and

WHEREAS, Dale R. Alwardt owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$10,500.00 was the fair market value of the real estate as of June 15, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Dale R. Alwardt, subject to a payment of \$10,500.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 101 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Ervin , adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner McKenzie moved to adopt Special Ordinance 2006-1166, authorizing the sale of Lot 97 in Lake Paradise Subdivision to Jeffrey Adkins, current owner of a home on leased premises at Lot 97, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 1866 Scenic Lane)

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1166

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOT 97 IN LAKE PARADISE SUBDIVISION TO JEFFREY ADKINS, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOT 97, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 1866 SCENIC LANE)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Jeffrey Adkins has made an offer to purchase the property for \$15,000.00; and

WHEREAS, Jeffrey Adkins owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$15,000.00 was the fair market value of the real estate as of June 15, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein

by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Jeffrey Adkins, subject to a payment of \$15,000.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 97 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner McKenzie, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST:
/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

APPROVED AS TO FORM:
/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Cline moved to adopt Special Ordinance 2006-1167, authorizing the sale of Lots 26 and 31 in Lake Paradise Subdivision to James Robyne, current owner of a home on leased premises at Lots 26 and 31, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 3198 East Lake Paradise Road)

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1167

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOTS 26 AND 31 IN LAKE PARADISE SUBDIVISION TO JAMES ROBYNE, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOTS 26 AND 31, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 3198 E. LAKE PARADISE ROAD)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price

less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, James Robyne has made an offer to purchase the property for \$12,500.00; and

WHEREAS, James Robyne owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$12,500.00 was the fair market value of the real estate as of July 18, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to James Robyne, subject to a payment of \$12,500.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lots 26 and 31 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Cline, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Ervin moved to adopt Special Ordinance 2006-1168, authorizing the sale of Lot 98 in Lake Paradise Subdivision to Dwight Perry, current owner of a home on leased premises at Lot 98, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 1860 Scenic Lane)

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1168

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOT 98 IN LAKE PARADISE SUBDIVISION TO DWIGHT PERRY, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOT 98, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 1860 SCENIC LANE)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Dwight Perry has made an offer to purchase the property for \$15,500.00; and

WHEREAS, Dwight Perry owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$15,500.00 was the fair market value of the real estate as of June 15, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Dwight Perry, subject to a payment of \$15,500.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 98 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Ervin, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None
ABSENT (Names): None

Approved this 5th day of September, 2006.

Mayor
County, Illinois

/s/ Charles E. White
Charles E. White,

City of Mattoon, Coles

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Cline moved to adopt Special Ordinance 2006-1169, authorizing the sale of Lot 71 in Lake Paradise Subdivision to Donna Millett, current owner of a home on leased premises at Lot 71, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 2954 E. Lake Paradise Road)

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2006-1169

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOT 71 IN LAKE PARADISE SUBDIVISION TO DONNA MILLETT, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOT 71, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 2954 E. LAKE PARADISE ROAD)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Donna Millett has made an offer to purchase the property for \$14,500.00; and

WHEREAS, Donna Millett owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$14,500.00 was the fair market value of the real estate as of July 18, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign

documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Donna Millett, subject to a payment of \$14,500.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 71 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Cline, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner McKenzie moved to adopt Special Ordinance 2006-1170, authorizing the sale of Lots 46 and 56 in Lake Paradise Subdivision to Add Owen, current owner of a home on leased premises at Lots 46 and 56, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 3033 E. Lake Paradise Road)

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1170

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOTS 46 AND 56 IN LAKE PARADISE SUBDIVISION TO ADD OWEN, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOTS 46 AND 56, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 3033 E. LAKE PARADISE ROAD)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Add Owen has made an offer to purchase the property for \$7,500.00; and

WHEREAS, Add Owen owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$7,500.00 was the fair market value of the real estate as of July 18, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Add Owen, subject to a payment of \$7,500.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lots 46 and 56 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling , seconded by Commissioner McKenzie, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

White, Mayor
Coles County, Illinois

/s/ Charles E. White
Charles E.

City of Mattoon,

ATTEST: APPROVED AS TO FORM

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Ervin moved to adopt Special Ordinance 2006-1171, authorizing the sale of Lots 49 and 59 in Lake Paradise Subdivision to Phil Goblen, current owner of a home on leased premises at Lots 49 and 59, Lake

Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 3009 E. Lake Paradise Road)

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2006-1171

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOTS 49 AND 59 IN LAKE PARADISE SUBDIVISION TO PHIL GOBEN, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOTS 49 AND 59, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 3009 E. LAKE PARADISE ROAD)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Phil Goben has made an offer to purchase the property for \$12,000.00; and

WHEREAS, Phil Goben owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$12,000.00 was the fair market value of the real estate as of July 18, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Phil Goben, subject to a payment of \$12,000.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lots 49 and 59 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling , seconded by Commissioner Ervin, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White

Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien

Susan J. O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner McKenzie moved to adopt Special Ordinance 2006-1172, authorizing the sale of Lot 82 in Lake Paradise Subdivision to Bill Shook, current owner of a home on leased premises at Lot 82, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 1917 Scenic Lane)

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1172

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOT 82 IN LAKE PARADISE SUBDIVISION TO BILL SHOOK, CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOT 82, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 1917 SCENIC LANE)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Bill Shook has made an offer to purchase the property for \$9,000.00; and

WHEREAS, Bill Shook owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$9,500.00 was the fair market value of the real estate as of August 31, 2006, a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to Bill Shook, subject to a payment of \$9,500.00. The purchase price will be due at closing.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 82 in Lake Paradise Subdivision, Unincorporated Coles County, Illinois.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner McKenzie, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Cline moved to adopt Special Ordinance 2006-1173, authorizing the sale of surplus real estate owned by the municipality at Lake Mattoon to John and Dolores Bollino.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1173

AN ORDINANCE AUTHORIZING SALE OF SURPLUS REAL ESTATE OWNED BY THE MUNICIPALITY AT LAKE MATTOON TO JOHN & DOLORES BOLLINO

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2640, adopted August 15, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, John & Dolores Bollino have made an offer to purchase the property for \$1,900; and

WHEREAS, John & Dolores Bollino own the adjacent property and his is the only property capable of providing access to property being sold; and

WHEREAS, Ronald C. Rardin of Ealy's Appraisals determined \$1,900 was the fair market value of the real estate as of June 26, 2006.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The city attorney is authorized to prepare closing documents and the mayor and city clerk are authorized to sign documents conveying a warranty deed to the real estate described in Section 3 of this ordinance to John & Dolores Bollino, subject to a payment in the amount of \$1,900. The purchase price will be due at closing. John & Dolores Bollino shall assume financial responsibility for the costs of the final search, policy fee and a \$1,900 title insurance policy issued by Wetzel Land Title Services, Inc. that insures Buyer that the municipality has sufficient title to sell this real property. The City of Mattoon will pay for the preliminary title search completed by Wetzel Land Title Services, Inc., and;

Section 2. The real estate to be conveyed pursuant to this ordinance is legally described as:

A part of the Northeast (NE ¼) of the Southwest Quarter (SW ¼) of Section Thirty-Six (36), Township Eleven (11) North, Range Six (6) East of the Third Principal Meridian being more particularly described as follows:

Commencing at the northwest corner of the of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of Section Thirty-Six (36), Township Eleven (11) North, Range Six (6) East of the Third Principal Meridian; thence South 89 degrees 33 minutes 36 seconds East a distance of 462.00 feet; thence South 0 degrees 00 minutes 36 seconds East a distance of 629.95 feet to the place of beginning; thence South 37 degrees 27 minutes 58 seconds East a distance of 15.01 feet; thence South 9 degrees 17 minutes 00 seconds East a distance of 140.81 feet; thence South 11 degrees 30 minutes 48 seconds West a distance of 25.09 feet; thence South 60 degrees 26 minutes 30 seconds West a distance of 30.82 feet; thence North 0 degrees 00 minutes 36 seconds West a distance of 190.67 feet to the place of beginning; situated in Ash Grove Township, Shelby County, Illinois and containing 3824 square feet (.088 acres) more or less.

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Schilling, seconded by Commissioner Cline, adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E.

White, Mayor
Coles County, Illinois

City of Mattoon,

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner McKenzie moved to adopt Resolution 2006-2663, authorizing the contribution of \$50,000 from the City of Mattoon, Illinois Capital Improvement Fund to the Family Farmers Meats LLC for the installation of an ten inch water main extension along County Road 1000 North from North Route 45 to County Road 400 East, contingent upon receipt of a \$750,000 CDAP grant from the Illinois Department of Economic Opportunity.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2006-2663

**RESOLUTION AUTHORIZING A \$50,000 COMMITMENT FROM THE
CITY OF MATTOON, ILLINOIS CAPITAL IMPROVEMENT FUND
TO FAMILY FARMERS MEATS L.L.C. FOR THE INSTALLATION AN EIGHT
INCH WATER MAIN EXTENSION ALONG COUNTY ROAD 1000 NORTH
FROM NORTH ROUTE 45 TO COUNTY ROAD 400 EAST CONTINGENT UPON RECEIPT OF A \$750,000 CDAP
GRANT FROM THE ILLINOIS DEPARTMENT OF ECONOMIC OPPORTUNITY**

WHEREAS, Family Farmers Meats, L.L.C. has proposed to build a Certified Organic Meat Processing plant located at the intersection of County Roads 400 East and 1000 North contingent upon the extension of potable water and sanitary sewer service by the City of Mattoon, Illinois, and

WHEREAS, Family Farmers Meats, L.L.C. has verified the necessary qualifying criteria to the Coles County Regional Planning and Development Commission justifying an application to the Illinois Department of Economic Opportunity for the maximum Community Development Assistance Program “CDAP” grant amount of \$750,000, and

WHEREAS, Coles County Regional Planning and Development Commission is preparing an application on behalf of the Coles County or another local unit of government for the purpose of securing \$750,000 of CDAP funds from the Illinois Department of Economic Opportunity to construct the necessary potable water and sanitary sewer extensions, and

WHEREAS, the design of the potable water and sanitary sewer extensions is of significant economic development benefit to the City of Mattoon, Illinois in that it will provide services to a large area north of the current city corporate boundary, and

WHEREAS, said water and sewer utility design is disproportionately benefiting the interest of the City of Mattoon, Illinois and creating a financial burden on Family Farmers Meats, L.L.C., and

NOW, THEREFORE BE IT RESOLVED, by the Mattoon City Council to commit \$50,000 from its Capital Improvement Fund to the Family Farmers Meats L.L.C. for the purpose of extending the potable water utility along County Road 1000 North contingent upon receipt of the \$750,000 maximum CDAP grant amount.

Upon motion by Mayor White, seconded by Commissioner McKenzie adopted this 5th day of September, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Commissioner Schilling,

Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 5th day of September, 2006.

/s/ Charles E. White
Charles E. White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O’Brien
Susan O’Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality’s Records on September 6, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Cline moved to recess to closed session pursuant to the Illinois Open Meetings Act for the purpose of considering the employment, performance or dismissal of employees of the municipality (5 ILCS 120(2)(c)(1)); the collective negotiating matters of the municipality (5 ILCS 120(2)(c)(2)); the purchase or lease of real property (5 ILCS 120(2)(c)(5)).

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Council reconvened at 8:07 p.m.

Mayor White seconded by Commissioner Schilling moved to adjourn at 8:07 p.m.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

/s/ Susan J. O'Brien
City Clerk